

ATTORNEYS AT LAW

90 PARK AVENUE NEW YORK, NY 10016-1314 212.682.7474 TEL 212.687.2329 FAX foley.com

January 29, 2010

WRITER'S DIRECT LINE 212,338,3528

LIENT/MATTER NUMBER

VIA FACSIMILE - 212-805-7932

Honorable Theodore H. Katz United States Magistrate Judge United States District Court for the Southern District of New York 500 Pearl St. New York, NY 10007

weisbein@foley.com EMAIL USIX 093035-6000 FILED

Re:

Yahoo! Inc. v. Daiann Nakchan, Adepimpe F. Pogoson, Emmanuel C. Onyema, Aisha Buhari, Chinedu Mbonu, Chibuzor Mbonu, Chika Mbonu, Ausdith Investments Ltd., Chen Chien-Chang, Chen Chien-Zhou, Alamin Industrial Corp., XYZ Companies 1-25 and John/Jane Does 1-25 (a/k/a the "Yahoo! Lottery Spammers") Case No. 08-CIV-4581 (LTS) (THK)

Dear Judge Katz:

We write to seek the Court's permission to have Jonathan Matkowsky removed as a counsel of record in the above-captioned matter. Mr. Matkowsky is leaving Yahoo! to become in-house counsel at another company and will no longer be representing Yahoo! in this matter. Pursuant to his move, Mr. Matkowsky has not renewed his in-house registration as counsel for Yahoo! and his previous registration will expire at the end of January. Accordingly, we request the Court remove Mr. Matkowsky from the matter as an attorney to be noticed.

If the Court requires additional information, the undersigned is available at the Court's convenience.

Respectfully yours,

bein for removed as Coursel of record for fates.

RSW:ibp

cc:

Jonathan D. Matkowsky, Esq. (by e-mail) Shane M. McGee, Esq. (by e-mail)

ROSTON BRUSSELS CHICAGO DETROIT

JACKSONVILLE LOS ANGELES MADISON MIAMI

MILWAUKEE **NEW YORK** DRLANDO SACRAMENTO SAN DIEGO SAN DIEGO/DEL MA

THEODORE

UNITED STATES MAGISTRATE JUDG

NYC 749471.1